

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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LANDMARK AMERICAN INSURANCE
COMPANY,

Plaintiffs,

ORDER

CV 09-5271 (DRH)(ARL)

-against-

THE DIZZY LIZARD, INC., d/b/a THE DIZZY
LIZARD and ERIK JAEGER,

Defendants.

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LINDSAY, Magistrate Judge:

Before the court is the plaintiff's letter application dated January 25, 2011, requesting leave to submit certain invoices in support of its claim for damages for *in camera* review. The invoices were generated by defendant Dizzy Lizard, Inc's defense counsel in the *Erik Jaeger v. Steven Jones, Jr. et al.*, matter and may be protected by privilege in that action. The defendants do not oppose plaintiff's request, but instead assert that plaintiff's counsel is making a new application for an award of defense costs for the brief time they represented Dizzy Lizard and suggest that it would be helpful to conduct depositions.

Plaintiff's motion for leave to submit the invoices for *in camera* review is granted, and defendants suggestion to conduct depositions is denied at this time.

Dated: Central Islip, New York
February 7, 2011

SO ORDERED:

_____/s/_____
ARLENE ROSARIO LINDSAY
United States Magistrate Judge